

REMARKS

Request for Interview

Applicant again requests the Examiner contact the undersigned to schedule a Personal Interview prior to issuing a further communication. This Examiner previously overlooked the Applicant's request for an Interview.

Amendments

Claims 1-16 are pending. No new matter has been entered.

Claims 11 and 14 add the roadway and fixing elements to recite the barrier element fixed to the carriageway (roadway) by the fixing elements. Claims 12, 13, 15 and 16 merely specify some typical fixing elements as supported at page 2, lines 17-18 (rivets, clamps or screws) and page 4, lines 18-19 (bolt, nail, rivet or other suitable fixing means).

New Fig. 4 was added to show the carriageway and a representative fixing element, namely a nail. The specification was amended consistent with adding Fig. 4.

Prior Objection

Claim 1 was previously objected to for informal matters. In response, claim 1 was amended by the Amendment After Final of July 6, 2006 to remove any lack of antecedent basis.

Prior Claim Rejections

As explained in the Amendment After Final:

Englund lacks a tenon and mortise connecting system as is apparent from reading a dictionary. Thus, the 102 rejection is overcome.

Englund does not have fixing means for accommodating a fixing element for fixing the first barrier element relative to the carriageway. Thus, Englund reference neither anticipates nor renders obvious, any of the present claims.

The dependent claims 3, 4 and 5 further distinguish over Englund.

The present amendment also adds claims which further distinguish over Englund by positively reciting the fixing element attached to the carriageway.

As all objections and rejections have been overcome by this Amendment, Applicant respectfully requests entry thereof and passage of this application to allowance.

Conclusion

If there are any issues which may be best resolved via telephone, please contact the

undersigned attorney at the local Washington, D.C. telephone number listed herein below.

If any additional fee is necessary to make this paper, or any paper filed herewith, timely and/or complete, such fee may be deducted from deposit account no. 19-4375.

Respectfully submitted,

Date: August 7, 2006

By:

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APV/bms

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